

# Santa Maria Valley Water Conservation District

## STAFF REPORT

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DATE: September 28, 2023

TO: President and Board Members

FROM: Keith Lemieux, General Council's office

SUBJECT: **Approval of Amendment and Assignment Agreement with Barnett Southern**

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### SUMMARY

*This item is brought back to the Board for consideration following the September 21, 2023 Board meeting direction to staff. A revised Assignment Agreement is attached for Board's action with staff's recommendation of approval.*

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### **ANALYSIS**

Attached to this staff report is a draft Amendment and Assignment Agreement ("Agreement") with Barnett Southern ("BSC"), who will be assuming the responsibilities of Mitigation Solutions LLC and Maverick Disaster LLS (collectively "MSL"), for the work on the Twitchell reservoir.

MSL is also a cosignatory to this Agreement and have concented to the assignment. Staff addressed the questions and concerns voiced by the Board at the last meeting and the attached revised draft reflects those changes. As work on Task 1 has been completed, execution of this Agreement is a necessary step to continue with the remedial efforts on the project.

### **CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)**

Not a project as defined in Section 15378 of the state CEQA Guidelines.

### **RECOMMENDATION**

Staff recommends that Board approve the Amemdment and Assignment Agreement with BSC and MSL.

**PUBLIC NOTICE PROCESS**

In accordance with the Brown Act, this item has been noticed at least 24 hours before the meeting through the appropriate agenda notification process.